

\* \* \*

Defendant(s).

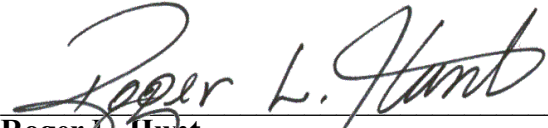
(Motion to Extend Time—#8)

1 because Plaintiff failed to file the amended complaint within the time ordered. Because Plaintiff  
2 was apparently incarcerated from mid-July to mid-August, and therefore unable to comply, and  
3 because Judge Leen was not aware of this fact, the Court will decline to adopt Judge Leen's  
4 Recommendation. However, if Plaintiff fails to file the amended complaint as ordered herein, the  
5 case will be dismissed.

6 IT IS THEREFORE ORDERED that Plaintiff's Motion to Extend Time (#8) is  
7 granted to the extent that she may file an amended complaint no later than September 23, 2010. The  
8 motion is denied in all other respects.

9 IT IS FURTHER ORDERED that the Court declines to adopt Magistrate Judge  
10 Peggy A. Leen's Report of Findings of Fact and Recommendation (#7).

11 Dated: August 23, 2010.

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14 **Roger L. Hunt**  
15 **Chief United States District Judge**  
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